

FOR THE EASTERN DISTRICT OF TEXAS

WUFGIN DIVISION

9:12cv204 RC/JKG

Chaves vs Law Librarian Spurlock

NARARIO CHAVEZ JR

V

CIVILIZATION NO. 911 CV 121

DARRON LANE, BRAM LIVINGSTON EXECUTIVE
DIRECTOR, RICK THAYER CIO DIRECTOR, DEBBIE
K ERWIN WARDEN, GREGORY H. OLIVER ASSISTANT
WARDEN, CHERYL LAWSON, BLAKE LAMB, LT,
STRIBLIN, LYN STEPHEN MARTIN, LUNG. MCGINNIS

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

NOV 27 2012

BY DAVID J. MALAND, CLERK
DEPUTY

SUPPLEMENTAL COMPLAINT

NARARIO CHAVEZ JR FILED THIS COMPLAINT § 1983, HE NOW
ENTERS HIS ADDITIONAL GRIEVANCES,

1. PLAINTIFF FILED COMPLAINT ON GRIEVANCE #2013033887,
STEP 1,
2. PLAINTIFF FILED A GRIEVANCE REGARDING DARRON LANE'S
HARRASMENTS AND WRONSFULLY CONFINING PLAINTIFF
IN AD SEC,
3. PLAINTIFF ALSO FILED THIS GRIEVANCE #2013033869 STEP 1,
4. PLAINTIFF FILED A GRIEVANCE REGARDING THE LAW LIBRARIANS
REFUSAL TO NOTARIZE AN AFFIDAVIT BEFORE CATH,
5. IT IS ORDERED AND SIGNED THIS DAY THE 15TH OF NOVEMBER
2012. TO MAKE THE APPROPRIATIONS FOR THE DAMASES,

Signature



EXEMPT FROM ALL SCREENING CRITERIA
10-29-12
OFFENDER
STEP 1 GRIEVANCE FORM
NO EXCEPTIONS 10-26-12
I'M NOT AN EMPLOYEE!

Offender Name: VARONIO CHAVEZ JR TDCJ # 01539693
Unit: EA Housing Assignment: I-1-LB
Unit where incident occurred: EAST HALL

Grievance #: _____
Date Received: _____
Date Due: _____
Grievance Code: _____
Investigator ID #: _____
Extension Date: _____
Date Retd to Offender: _____

You must try to resolve your problem with a staff member before you submit a formal complaint. The only exception is when appealing the results of a disciplinary hearing.
Who did you talk to (name, title)? LAW LIBRARIAN DIRECTOR SPURLOCK When? 9-27-12 AND 9-28-12
What was their response? HAVE NOT HEARD A RESPONSE FROM COMPLAINT
What action was taken? NONE THAT HAS BEEN RESPONDED TO.

State your grievance in the space provided. Please state who, what, when, where and the disciplinary case number if appropriate.

ON 9-27-12 I WAS REFUSED A NOTARY SERVICE BY A LAW LIBRARIAN SPURLOCK. I HAVE AN ONGOING INVESTIGATION AND COMPLAINT FILED WITHIN THE UNITED STATES DISTRICT COURT WHERE JUDGE IS JUDITH K. GUTHRIE MAGISTRATE JUDGE FOR THE EASTERN DISTRICT OF TEXAS LUFKIN DIVISION. I HAVE PLEADINGS AND COMPLAINT WITH ATTACHMENTS ALONG WITH AFFIDAVIT THAT WAS TO BE SWORN TO BY AN OFFICIAL OF THIS STATE. IT IS A DUE PROCESS AND VIOLATION OF THE FOURTEENTH TITLE OF THE TEXAS CONSTITUTION AND VIOLATION OF THE UNITED STATES CONSTITUTION. THESE ARE PRIVILEGES AND IMMUNITIES THAT SHOULD NOT HAVE ABRIDGED MY RIGHTS. VARONIO CHAVEZ JR v DARRON LANE CIVIL ACTION NO 9:11 CV 121 R

OCT 26 2012

Action Requested to resolve your Complaint.

FILE AND GIVE NOTICE TO ATTORNEY GENERAL
OF THE VIOLATIONS AND THE FAILURE TO COOPERATE WITH A FEDERAL INVESTIGATION

Offender Signature:

[Signature]

Date:

10-4-12

Grievance Response:

Signature Authority:

Date:

If you are dissatisfied with the Step 1 response, you may submit a Step 2 (I-128) to the Unit Grievance Investigator within 15 days from the date of the Step 1 response. State the reason for appeal on the Step 2 Form.

Returned because: *Resubmit this form when the corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Submission in excess of 1 every 7 days. *
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments. *
- ☐ 5. No documented attempt at informal resolution. *
- ☐ 6. No requested relief is stated. *
- ☐ 7. Malicious use of vulgar, indecent, or physically threatening language. *
- ☐ 8. The issue presented is not grievable.
- ☒ 9. Redundant, Refer to grievance # 2013031667 OCT 26 2012
- ☐ 10. Illegible/Incomprehensible. *
- ☐ 11. Inappropriate. *

UGI Printed Name/Signature:

[Signature]

OCT 26 2012

Application of the screening criteria for this grievance is not expected to adversely affect the offender's health.

Medical Signature Authority:

OFFICE USE ONLY

Initial Submission

UGI Initials: MAGrievance #: 2013033869Screening Criteria Used: #9Date Recd from Offender: OCT 26 2012Date Returned to Offender: OCT 26 20122nd SubmissionUGI Initials: MAGrievance #: 2013033869Screening Criteria Used: #9Date Recd from Offender: OCT 29 2012Date Returned to Offender: OCT 29 20123rd SubmissionUGI Initials: MAGrievance #: 2013033869Screening Criteria Used: #9Date Recd from Offender: NOV 15 2012Date Returned to Offender: NOV 15 2012



EXCEPT FROM ALL SCREENING CRITERIA
STEP 1
 NO EXCEPTIONS! 10-26-12
 + I'M NOT AN EMPLOYEE!

OFFENDER

GRIEVANCE FORM

Grievance #: _____
 Date Received: _____
 Date Due: _____
 Grievance Code: _____
 Investigator ID #: _____
 Extension Date: _____
 Date Retd to Offender: _____

Offender Name: NARCISO CHAVEZ JR TDCJ # 01535663
 Unit: EA Housing Assignment: I-1-2B
 Unit where incident occurred: EASTMAN

You must try to resolve your problem with a staff member before you submit a formal complaint. The only exception is when appealing the results of a disciplinary hearing.

Who did you talk to (name, title)? SGT IN AD SEC AND WARDEN When? 09-24-12-9:25 AM
 What was their response? WRITTEN STATEMENTS FOR INTEROFFICE COMMUNICATIONS
 What action was taken? NONE RETURNED TO D-2-6

State your grievance in the space provided. Please state who, what, when, where and the disciplinary case number if appropriate.

ON 9-24-12 I WAS UNLAWFULLY CONFINED INTO AD SEC, AND HARASSED BY OFFICER DARLON LANE. I WAS TRANSFERRED FROM K-TRON CELL TO AD SEC FOR UNKNOWN REASONS. HE IS UNDER A FEDERAL INVESTIGATION AND IS CURRENTLY BEING PROSECUTED BY ME NARCISO CHAVEZ JR V DARLON LANE, IN CIVIC ACTION NO. 9:11 CV 121. HE HAS VIOLATED STATE LAWS AND FEDERAL LAWS BY MAKING CONTACT DURING AN INVESTIGATION AND COURT PROCEEDING. HE SHOULD NOT BE WORKING DURING THIS PROCEEDING AND SHOULD NOT BE MAKING ANY HARASSING, CONTACTS OR STATEMENTS. I SPENT 4 DAYS IN AD SEC FOR UNKNOWN REASONS. IT IS A DUE PROCESS OF LAW TO KNOW THE REASONS OF CONFINEMENT AND A VIOLATION OF THE FOURTEENTH TITLE OF THE STATE OF TEXAS AND OF THE CONSTITUTIONAL LAWS, WITH BRIDGES THE PRIVILEGES AND OR IMMUNITIES EARNED FROM THE FILIAL OF CIVIL ACTION NO. 9:11 CV 121 IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS JORDAN DIVISION, NO. OCT 26 2012

GENERAL
 INVESTIGATIVE
 OFFICE
 ACTING NOTICE

Action Requested to resolve your Complaint:

V AND NOTIFY THE VICTIMS
FILE WITH HIS ATTORNEY GENERAL AND
SHOW THE HARASSMENTS THAT HAVE BEEN MADE AND UNCONTROLLED COMPLAINTS

Offender Signature:

[Signature]

Date:

10-4-12

Grievance Response:

Signature Authority:

Date:

If you are dissatisfied with the Step 1 response, you may submit a Step 2 (I-128) to the Unit Grievance Investigator within 15 days from the date of the Step 1 response. State the reason for appeal on the Step 2 Form.

Returned because: *Resubmit this form when the corrections are made.

- ☐ 1. Grievable time period has expired.
- ☒ 2. Submission in excess of 1 every 7 days. * [Signature]
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments. *
- ☐ 5. No documented attempt at informal resolution. *
- ☐ 6. No requested relief is stated. *
- ☐ 7. Malicious use of vulgar, indecent, or physically threatening language. *
- ☐ 8. The issue presented is not grievable.
- ☐ 9. Redundant, Refer to grievance # _____
- ☐ 10. Illegible/Incomprehensible. *
- ☐ 11. Inappropriate. *

EXEMPT FROM ALL
SCREENING CRITERIA
10-29-12

UGI Printed Name/Signature: [Signature] TEL Good OCT 26 2012

Application of the screening criteria for this grievance is not expected to adversely affect the offender's health.

Medical Signature Authority: _____

I-127 Back (Revised 11-2010)

OFFICE USE ONLY

Initial Submission UGI Initials: [Signature]
 Grievance #: 2013033887
 Screening Criteria Used: #2
 Date Recd from Offender: OCT 26 2012
 Date Returned to Offender: OCT 26 2012
 2nd Submission UGI Initials: [Signature]
 Grievance #: 2013033887
 Screening Criteria Used: #2
 Date Recd from Offender: OCT 29 2012
 Date Returned to Offender: OCT 29 2012
 3rd Submission UGI Initials: [Signature]
 Grievance #: 2013033887
 Screening Criteria Used: #2
 Date Recd from Offender: NOV 15 2012
 Date Returned to Offender: NOV 15 2012

TEXAS DEPARTMENT OF CRIMINAL JUSTICE — INSTITUTIONAL DIVISION
INMATE REQUEST TO OFFICIAL

INMATE REQUEST: (Please check one)

PLEASE ABIDE BY THE FOLLOWING CHANNELS OF COMMUNICATION. THIS WILL SAVE TIME, GET YOUR REQUEST TO THE PROPER PERSON, AND GET AN ANSWER TO YOU MORE QUICKLY.

1. ☐ Unit Assignment, Transfer (Chairman of Classification, Administration Building)
2. ☐ Restoration of Lost overtime (Unit Warden-if approved, it will be forwarded to the State Disciplinary Committee)
3. ☐ Request for Promotion in Class or to Trusty Class (Unit Warden- if approved, will be forwarded to the Director of Classification)
4. ☐ Clemency-Pardon, parole, early out-mandatory supervision (Board of Pardons and Paroles, 8610 Shoal Creek Blvd. Austin, Texas 78757)
5. ☐ Visiting List (Asst. Director of classification, Administration Building)
6. ☐ Parole requirements and related information (Unit Parole Counselor)
7. ☐ Inmate Prison Record (Request for copy of record, information on parole eligibility, discharge date, detainers-Administration)
8. ☐ Personal Interview with a representative of an outside agency (Treatment Division, Administration Building)

TO: WARDEN ERWIN DATE: 10-31-12
(Name and title of official)

ADDRESS: 2665 PRISON RD/ LOVELAND, TX 75851

CT: State briefly the problem on which you desire assistance.

THE FOLLOWING GRIEVANCES ARE EXEMPT
FROM THE SCREENING CRITERIA CHECKED
BY UGI GRIEVANCE INVESTIGATOR. THE UGI

GRIEVANCE INVESTIGATOR IS REFUSING TO REVIEW. I AM
ENTITLED TO ALL REMEDIES IN POLICY # AD.03.82 MANAGEMENT OF DEFENDER
GRIEVANCES. NAME: NACHO CHAVEZ JR No: 01534693 Unit: EH

Living Quarters: 1-1-2B Work Assignment: MERSW4

DISPOSITION: (Inmate will not write in this space)

Grievances are processed in accordance
with grievance policy.



NOV 01 2012

TO: WARDEN ERWIN

10-10-12

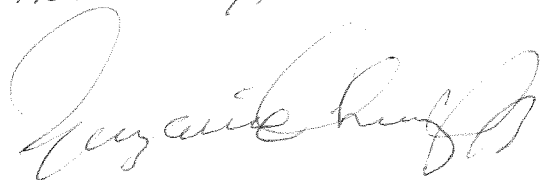
2665 PRISON RD / LOVECRAFT, TX 75857

RE: #2013033887, #2013033869, #2013033904

DEAR WARDEN ERWIN,

I TURNED THESE GRIEVANCES IN ON 10-4-12 AND DID NOT GET A NORMAL RESPONSE. I HAVE TO SAY THAT I HAVE A COMPLAINT §1983 IN THE UNITED STATES DISTRICT COURT. THESE GRIEVANCES ARE MARKED "EMERGENCY GRIEVANCE" BECAUSE OF THE COMPLAINT THAT WAS MADE AND CAN EFFECT THE OUTCOME OF THE PROCEEDINGS. THESE COMPLAINTS ARE FURTHER COMPLAINTS MADE THAT ARE SO RELATED TO THE CHARGES THAT IT IS A HINDRANCE OF YOUR ADMINISTRATIVE EMPLOYEE'S. THE JUDGE HAS FURTHER INTEREST IN KNOWING WHAT I AM BEING DENIED OR HARASSED ABOUT. YOU HAVE TO ACCEPT THESE GRIEVANCES AND RESPOND WITH ALL REMEDIES THAT I AM ENTITLED TO. IT IS ORDERED AND SIGNED THIS 10TH DAY OF NOVEMBER, 2012.

SINCERELY,



Grievances do not meet criteria for emergency grievance

NOV 19 2012

NARAYAN CHAVELIN
2665 PRISON RD
LOVELAND, TX 75081

NOVEMBER 15, 2012

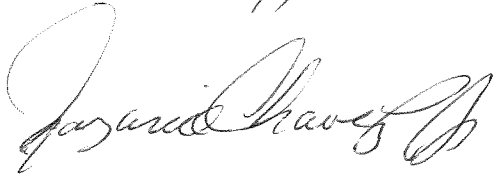
DAVID J MACAND
U.S. DISTRICT CLERK
DEBBIE HASCHKE
DEPUTY IN CHARGE
U.S. DISTRICT COURT
104 NORTH THIRD
LUFKIN, TX 75901

RE: COMPLAINT § 1983 CIVIL ACTION NO. 9:11 CV 121

DEAR DISTRICT CLERK,

ENCLOSED ARE A SUPPLEMENTAL COMPLAINT INCLUDING
GRIEVANCES, COVER LETTER, AND I-60. IT IS TO BE
FILED WITH THE DISTRICT COURT AND MAKE COPIES FOR
THE DEFENDANTS ATTORNEY AND FOR ME TO KEEP. I DO
NOT HAVE ACCESS TO A COPYING MACHINE. THANK YOU.

SINCERELY,



15370093
11/21/2010 CHARGE 101
DEPT PRISON RD1
WELLS RD, TX 75865/
DEA PRISON UNIT

75865-0000

DAVID J MACAND
U.S. DISTRICT CLERK
DEBBIE HASCHKE
DEPUTY CLERK
U.S. DISTRICT COURT
1040 NORTH THIRD
LUFKIN, TX 75901

11/21/2010 11:11 AM

EAST TEXAS PRISON
TX 75865-0000
20 NOV 2012 PM

